1931

Department of Revenue

OFFICE of the Bd. of Rev.

STATION Madras.

Rt. No. 4559

1831/31

Dated 21-9-31

in the file

(SUBJECT.)

Stamp duty — Pauper suit — (Bellary) —
O.S. 48/931 — Dt. Court, Bellary — Irrecovera
Writing-off — Sanctioned.

C.F. 32.

In reply, please quote number, date and short title.*

Revenue DEPARTMENT.

Received 12 SEP 1936 *Registered* D 3831/V

From (Name) T.Bhaskara Rao Esq. ,I.C.S.,

(Designation) Collector of

Post Box....., (Station) Bellary.

Telegraphic Address.....

To

The Secretary to the Commissioners,

Board of Revenue, Madras.

Ref.C. *No.* 1698/36A *dated* 10/9/36. *19*

Sir,

* Suits - Pauper - Bellary District Court - pauper O.S.1931 -48 - Recovery of Rs.1402-7-0 from Adoni Server Sahib and Rasool Bi of Bellary - Written off - requested.

ENCLOSURES.....

One file

SPARE COPIES.....

p. 1(T) In O.S.No.48 of 1931 on the file of the District Court, Bellary, the plaintiff Adoni ServerSahib and Rasool Bi of Bellary filed a suit informa pauperis against Adoni Farid Sahib, Nadimulla Sahib, Ibrahim Sahib and 6 others defendants. The suit was dismissed and the plaintiff's p. 2(T) were ordered to pay Rs.1402-7-0 to the Government towards the stamp duty payable on their pauper plaint. The Tahsildar of Bellary was asked to collect the amount.

2. It would appear that during the minority of the 1st plaintiff, the defendants 1 to 3 who are his elder brother pp.21-23(T) sold all the jewels and squandered the money, mortgaged the the houses at Bellary to a Marwadi money lender and sold some of the lands. As the Mortgagors did not pay the amount, the mortgagee took possession of the houses through the court and subsequently disposed of them by sale. The houses are therefore in the possession of the purchasers. The lands at p.22(T) Mincheri were also alienated by the brothers. S.Nos.424, 542 and 543 of Mallikatti hamlet of Pulukurthi are registered p 33(T) in the revenue accounts in the ~~house~~ name of Nadimulla Sahib, the 2nd Defendant.

Last para, p. 22(T) 3. The judgment debtors are in straitened circumstances and they have no proper means of livelihood. There is therefore no chance of recovering the pauper stam...

p.t.o

duty due from them. The Transfer Bellary reports that even the arrest of the 1st defendant will not serve any purpose. In as much as the Judgment debtors have neither moveable nor immoveable property, I recommend that the pauper stamp duty of Rs.1402-7-0 may be written off.

4. The whole record of enquiry is enclosed for perusal and return.

10-5-56.

RVJ/10.9. FOR COLLECTOR.

2
1879

3 (A-T.)

DRAFT FOR APPROVAL.

Date. Initials.

When received for fair copying .

When copied .

When examined.

When signed

When despatched

SUBJECT:— Stamp duty — Pauper suit — (Recovery) O.S.68/1931 — Dt. Court, Bellary — ~~Writing off~~ Irrecoverable — Sanctioned.

READ AGAIN , dated 19

,, ,, ,, 19

READ ALSO:—

pp.1-2 cf. No. From the P.3831/36, NO. , dated 19

,, ,, 19

,, ,, 19

~~Order~~ ~~Mis.~~ Resolution Rout. No. 4559, dated 21 — 9 — 10 36

O.N.

The reports of the Local Officers at pp. 21-23, 33-34 & 41-42 (T) indicate that the amount due to the Govt. is irrecoverable. The plaintiffs failed in the suit & the first plaintiff is reported to be doing petty trade on credit — pl. see the R.D's report at p.16 (T). The Coll. recommends the writing off of the amount.

The draft may be approved.

Rev 16.9.36

The 17/9/36

The order accords sanction for writing off the accounts as irrecoverable the sum of Rs. 1402-7-0 being the Court fee awarded to the Govt. in the above-mentioned pauper suit

Rev 16.9.36 — 19

The 17/9/36 — 17.9.36

To the Coll. of Bellary with a file of 42 pages retd. by R.D.)

M.S.

No. 039

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